

NOV. 15. 2002

4:05PM

DINSMORE SHOHL

NO. 143

P. 1

DINSMORE
& SHOHL LLP

FACSIMILE TRANSMITTAL

November 15, 2002

from **HOLLY D. KOZLOWSKI**

Direct: 513-977-8568 / Fax: 513-977-8141 / kozlowsk@dinslaw.com

To: Group Art Unit 1746; Examiner Stenson

Firm: U.S. Patent & Trademark Office (USPTO)

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PATENT
8255Raunen Mauris**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicants: Steven B. Rogers et al :

Serial No.: 09/666,113 :

Group Art Unit: 1746

Filed: September 20, 2000 :

Examiner: Stenson

For: **Method Of Orienting Of Shoes In A Washing Machine And Devices
For Aligning Shoes In A Washing Machine**

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**REQUEST FOR WITHDRAWAL OF ABANDONED STATUS AND
RE-ISSUANCE OF AN OFFICE ACTION**

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Commissioner for Patents
Washington D.C. 20231

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Sir:

The Examiner has advised the undersigned by telephone that the present application now has an abandoned status. Accordingly, Applicants request withdrawal of the abandoned status of the present application and re-issuance of the Official Action dated February 26, 2002. As demonstrated by the Request for Re-Issuance of an Office Action filed by certificate of mail on October 11, 2002, and received by the U.S. Patent and Trademark Office on October 21, 2002, the Official Action was never received at the correspondence address. Copies of the previously filed Request, the accompanying Declaration of Joyce Moore and Applicants' stamped receipt card are attached.

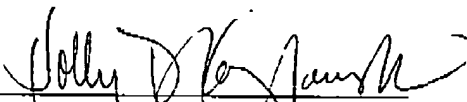
More particularly, on September 5, 2002, after failing to receive an Official Action for the present application within a reasonable time, docketing personnel for the undersigned contacted the U.S. Patent and Trademark Office and spoke with Group Art Unit 1746 Examiner, Frank L. Stenson. Mr. Stenson indicated that an Official Action had, in fact, been

mailed from the U.S. Patent and Trademark Office on February 26, 2002. Upon a thorough inspection of the relevant procedures and records at The Procter and Gamble Company, current assignee of the present application and correspondence address of record, it was concluded that the Official Action was not actually received.

The previously filed Declaration of Joyce Moore, The Procter & Gamble Company's technical support administrator with responsibility over receipt and docketing of incoming U.S. Patent and Trademark Office Official Actions in the present application, attests to the relevant routine business procedures of The Procter & Gamble Company. In accordance with the business practices in place, had the Official Action been received, it would have been processed in such a way that receipt would be noted in the assignee's database records and the paper file wrapper of the present application. Ms. Moore's Declaration evidences that the Official Action was never received by The Procter & Gamble Company. Accordingly, withdrawal of the abandoned status of the present application and reissuance of the Official Action with a new deadline for response is requested.

Please charge any fee required in connection with this request to Deposit Account No. 04-1133.

Respectfully submitted,

By: 

Holly D. Kozlowski
Registration No. 30,468
Attorney for Applicants
DINSMORE & SHOHL, LLP
1900 Chemed Center
255 East Fifth Street
Cincinnati, Ohio 45202
(513) 977-8568

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DINSMORE SHOHL

NO. 143

P. 4

Serial No.: 09/666,113
Inventor: Steven B. Rogers et al
Title: Method of Orienting of Shoes in a Washing Machine and
Devices for Aligning Shoes in a Washing Machine
Enclosures: Request for Reissuance of Office Action; Declaration of Joyce
Moore; Return postcard
HDK:lem

9116-679

October 11, 2002

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PATENT

8255

Bureau Mails**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicants: ROGERS, Steven B., et al. :
Serial No.: 09/666,113 : Group Art Unit: 1746
Filed: September 20, 2000 : Examiner:
For: **METHOD OF ORIENTING OF SHOES IN A WASHING MACHINE
AND DEVICES FOR ALIGNING SHOES IN A WAHSING MACHINE**

REQUEST FOR RE-ISSUANCE OF AN OFFICE ACTION

Commissioner for Patents
Washington D.C. 20231

Dear Sir,

On Sept. 5, 2002, after failing to receive an Official Action for the present application within a reasonable time, docketing personnel for the undersigned contacted the U.S.P.T.O. and spoke with Group Art Unit 1746 Examiner, Frank L. Stinson. Mr. Stinson indicated that an Official Action had, in fact, been mailed from the U.S.P.T.O. on February 26, 2002. Upon a thorough inspection of the relevant procedures and records at The Procter and Gamble Company, current assignee of the present application and correspondence address of record, it was concluded that the Official Action was not actually received. Responding within the recommended P.T.O. remedies, Applicants respectfully request re-issue of the February 26, 2002 Official Action with a new period for response set therein.

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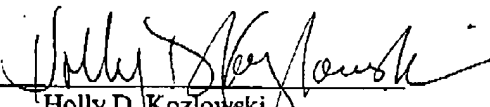
GROUP 1700**OFFICIAL**

Enclosed herewith is the declaration of Joyce Moore, The Procter & Gamble Company's technical support administrator with responsibility over receipt and docketing of incoming U.S.P.T.O. Official Actions in the present application, attesting to the relevant routine business procedures of The Procter & Gamble Company. In accordance with the business practices in place, had the Official Action been received, it would have been processed in such a way that receipt would be noted in the assignee's database records and the paper file wrapper of the present application. Ms. Moore's declaration evidences that the Official Action was never received by The Procter & Gamble Company. Accordingly, reissuance of the Official Action with a new deadline for response is requested.

Please charge any fee required in connection with this request to Deposit Account No. 04-1133.

Respectfully submitted,

By:


Holly D. Kozlowski
Registration No. 30,468
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PATENT**8255**

Ramona Manno

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicants: ROGERS, Steven B., et al. :
Serial No.: 09/666,113 : Group Art Unit: 1746
Filed: September 20, 2000 : Examiner:
For: **METHOD OF ORIENTING OF SHOES IN A WASHING MACHINE
AND DEVICES FOR ALIGNING SHOES IN A WASHING MACHINE**

OFFICIAL**DECLARATION OF JOYCE MOORE**

Commissioner for Patents
Washington, D.C. 20231

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I, Joyce Moore, hereby declare and say,

1. I am a technical support administrator with the Intellectual Property Division, Ivorydale Technical Center, Fabric and Home Care, at The Procter & Gamble Company, and have responsibility over docketing of incoming correspondence from the U.S. Patent and Trademark Office.

2. I was employed in that capacity during the time periods of February and March of 2002, in which (an Office Action dated February 26, 2002 issued in the present application) would have been received.

3. When Office Actions are received from the U.S. Patent and Trademark Office, they first are forwarded to a central docketing group which enters them in a PC Master computer database. I have reviewed the PC Master computer database and there is no entry

for any Official Action for the present application. After the central docketing group entry is made in the database, Official Actions are forwarded to the case attorney's administrator, who enters the Official Actions in the paper file wrapper and docket the Official Action on the file wrapper cover. As the administrator for Jeffrey V. Bamber, the case attorney for the present application, I would have received the Official Action had it been so forwarded, entered it in the paper file wrapper and docketed it on the file wrapper cover. I have reviewed the paper file wrapper for the present application, and there is no Official Action in the paper file wrapper or docketing on the file wrapper cover.

4. I further declare that all statements made herein of my knowledge are true, and all statements made on information and belief are believed to be true; and further that these statements have been made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code.

Joyce Moore
Joyce Moore

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9116-679

Dated: October 11, 2002

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